

BOROUGH OF HATBORO

COUNCIL MEETING

Monday, December 17th, 2007

PRESENT

President Zygmont, Vice President LaSorsa, Councilpersons Guent, Moll, Ostrander, Tompkins & Vasoli, Mayor Hawkes, Borough Solicitor Meyer, Borough Manager/Chief Gardner, Assistant Secretary Valesky-Hegele, Treasurer Reymer, Fire Marshal Stauch & Borough Engineer Dougherty.

ABSENT

CALL TO ORDER

President Zygmont called the December meeting of the Council of the Borough of Hatboro to order at 7:00 P.M.

INVOCATION

Mayor Hawkes gave the invocation for the December 17th, 2007 meeting of Borough Council.

MINUTES

President Zygmont stated Council is in receipt of the minutes of the November 26th Council meeting. Vice President LaSorsa made a motion to approve the minutes of the November 26th, 2007 Council meeting. This motion was seconded by Councilperson Guent and approved by Council unanimously.

PRESIDENT'S REPORT

President Zygmont stated he had nothing to report this evening.

BOROUGH MANAGER/CHIEF OF POLICE REPORT

Borough Manager/Chief Gardner stated he was going to combine his Manager's Report with his Police Department report. Borough Manager/Chief Gardner stated he had only two items to report on this evening.

Borough Manager/Chief Gardner wanted to thank the Enterprise Fire Company and other responders for their assistance at a very serious accident over the weekend on County Line Road at the Railroad Crossing.

Borough Manager/Chief Gardner stated on behalf of the Police Department Police Officers and all Borough employees he wished everyone a happy and safe holiday.

PRIVILEGE OF THE FLOOR

President Zygmunt stated this privilege of the floor is for residents to address Council to discuss items on tonight's agenda.

TREASURER'S REPORT

1. CASH BALANCES & INVESTMENT INCOME REPORT

Treasurer Reymer reported the interest earned in November was \$22,163.43. This was for all 14 accounts at Commerce Bank at a rate of 4.32%. Total account balance is \$6,109,878.10. Treasurer Reymer provided a breakdown of the total account balance, approximately \$2 million is operating funds for the remainder of the 2007 bills (less \$400,000 to repay the TAN in December), approximately \$325,900 is in the fire funds, approximately \$2.9 million is for capital improvement projects to cover 2007-2008 and beyond and \$800,000 is restricted funds (developers escrows and specific project grants). Vice President LaSorsa made a motion to approve the Treasurer's Report for the month of November 2007. This motion was seconded by Councilperson Ostrander and approved by Council unanimously.

2. APPROVAL OF WARRANTS LIST

President Zygmunt stated that Council is in receipt of the warrant list and manual checklist. President Zygmunt stated that Council has had the opportunity in advance to review the warrant list and direct any questions to the Chief or Department Head. Vice President LaSorsa made a motion to approve the warrant list and manual checklist for the month of December. This motion was seconded by Councilman Vasoli and approved by Council unanimously.

3. PAYMENT OF BILLS

Vice President LaSorsa made a motion to authorize the payment of bills for the month of December. This motion was seconded by Councilperson Guenst and approved by Council unanimously.

MAYOR'S REPORT

Mayor Hawkes stated he had two items for this evening, the first was a presentation to Councilman Mark J. Vasoli, Esquire. Mayor Hawkes asked Mark Vasoli to come forward and read and presented a plaque to Councilman Vasoli for his service to the community as Borough Councilman. Borough Council thanked Councilman Vasoli and wished in luck in his future endeavors.

Mayor Hawkes asked State Representative Murt to come forward for his presentation to Councilman Mark J. Vasoli. State Representative Murt read and presented a citation from the State to Councilman Vasoli for his service to the community as Borough Councilman.

Mayor Hawkes wished everyone a Merry Christmas and Happy New Year.

SOLICITOR'S REPORT

Solicitor Meyer prepared correspondence regarding Fire Company with Fire Company Solicitor Robert John, Esquire.

Solicitor Meyer also prepared and advertised the 2008 Tax Ordinance.

Solicitor Meyer wished everyone a Merry Christmas and a Happy New Year.

SUPERINTENDENTS REPORT

Superintendent Stauch stated the Public Works report was submitted in advance. President Zygmunt also announced that copies of the Public Works report were available on the table in the front of the meeting room.

Superintendent Stauch wished everyone a happy holiday.

FIRE MARSHALS REPORT

Fire Marshal Stauch reported the Fire Marshal report was submitted in advance.

President Zygmunt announced State Representative Murt had a presentation to make to the Borough Fire Marshal's office. State Representative Murt presented a check in the amount of \$5000.00 to Deputy Fire Marshal Joe Reading for Fire Marshal gear and radios.

COUNCIL/COMMITTEE REPORTS

PUBLIC SAFETY COMMITTEE - MAYOR HAWKES

Mayor Hawkes stated he had two items on his agenda for this evening. Mayor Hawkes stated the first item on his agenda was the approval of the Fire Company Expenditure List for the month of November 2007. Councilman Tompkins questioned the costs for printing purchase orders. Councilperson Guenst stated it seemed like the fire company just spent money for the sake of spending money, she questioned the purchase of tables and chairs. President Lefebvre stated some things they wait until the end of the year to purchase because the prices are better. Captain Charles McElroy stated that much of the budget is estimated throughout the year, they wait until the end of the year in case of unforeseen expenditures or higher costs, whatever they do not spend they rollover into the Fire Company Capital Budget, things are not purchased because there is left over funds. Councilman Tompkins asked about the network computer system. President Lefebvre stated this allows for one server for the firehouse. Councilman Vasoli made a motion to approve the Fire Company Expenditure List for the month of November 2007. This motion was seconded by Vice President LaSorsa and approved by Council unanimously.

Mayor Hawkes stated the second item on his agenda was to consider the extension of the Enterprise Fire Company Operating Agreement for 60 days. Vice President LaSorsa made a motion to approve the extension of the current Enterprise Fire Company Operating Agreement for 60 days until February 15, 2008. This motion was seconded by Councilperson Guenst and approved by Council unanimously.

President Zygmunt asked Solicitor Meyer to please advise Fire Company Solicitor Robert John.

PUBLIC WORKS COMMITTEE – COUNCILMAN MOLL

Councilman Moll stated he had nothing on his agenda for this evening.

ZONING, PLANNING and HISTORIC PRESERVATION COMMITTEE – COUNCILMAN TOMPKINS

Councilman Tompkins stated he had four items on his agenda for this evening. The first item was to consider the 3rd reduction in escrow in the amount of \$175,252.50 for the Victorian Village Project. Councilman Tompkins stated that Borough Engineer Dougherty has signed off on this release. Vice President LaSorsa made a motion to reduce the escrow funds in the amount of \$175,252.50 for the Victorian Village Project. This motion was seconded by Councilperson Ostrander and approved by Council unanimously.

Councilman Tompkins stated the second item on his agenda was to consider the 3rd reduction in engineering escrow in the amount of \$9,421.56 for the Victorian Village Project. Vice President LaSorsa made a motion to reduce the engineering escrow in the amount of \$9,421.56 for the Victorian Village Project. This motion was seconded by Councilman Tompkins and approved by Council unanimously.

Councilman Tompkins stated the third item on his agenda was to consider the final release of escrow for the Cobblestone Court Improvements in the amount of \$70,065.85. Councilman Tompkins stated this represents final release of the letter of credit and this release has been signed off by Borough Engineer Dougherty. Vice President LaSorsa made a motion to release the escrow for Cobblestone Court Improvements in the amount of \$70,065.85. This motion was seconded by Councilman Tompkins and approved by Council unanimously.

Councilman Tompkins stated the last item on his agenda was to consider the Lavery Application, 200 North Penn Street for the Zoning Hearing Board. Vice President LaSorsa made a motion to send this application to the Zoning Hearing Board along with the recommendations made by Pennoni Associates. This motion was seconded by Councilman Tompkins and approved by Council unanimously.

GRANTS AND EXTERNAL FUNDING COMMITTEE - COUNCILMAN VASOLI

Councilman Vasoli stated he had nothing on his agenda for this evening. Councilman Vasoli thanked Council for the plaque and presentation. Councilman Vasoli also wished everyone a Merry Christmas and Happy New Year.

PARKS and FACILITIES COMMITTEE - COUNCILPERSON GUENST

Councilperson Guenst stated she had nothing on her agenda for this evening.

BUDGET and INSURANCE COMMITTEE - VICE PRESIDENT LASORSA

Vice President LaSorsa stated he had one item on his agenda for this evening, the approval of the 2008 Borough Operating Budget. Vice President LaSorsa stated this budget calls for no tax increase again this year although wages and healthcare costs are higher this year due to increases per labor agreements. Vice President LaSorsa stated the surplus would be moved to the Capital budget. Vice President LaSorsa thanked everyone again for his or her assistance with the 2008 Budget. Councilperson Guent made a motion to approve the 2008 Borough Operating Budget. This motion was seconded by Councilman Moll and approved by Council unanimously.

President Zygmunt thanked Vice President LaSorsa, Council, Management and the Staff for keeping expenses down.

**PUBLIC RELATIONS and COMMUNITY INFORMATION COMMITTEE -
COUNCILPERSON OSTRANDER**

Councilperson Ostrander stated she had nothing on her agenda for this evening.

ADMINISTRATION COMMITTEE -PRESIDENT ZYGMONT

President Zygmunt stated he had seven items on his agenda for this evening. The first item was to consider Ordinance No. 980, 2008 Tax Ordinance. President Zygmunt stated the millage is the same for 2008 as 2007 and again there would be no tax increase. President Zygmunt stated the tax rate for general services would be 6.072 mils, the tax rate for debt purposes would be .656 mils and the tax rate for fire protection purposes would be .630 mils. Vice President LaSorsa made a motion to approve Ordinance No. 980, 2008 Tax Ordinance. This motion was seconded by Councilperson Guent and approved by Council unanimously.

President Zygmunt stated the second item on his agenda, the consideration of New District Court Design Proposal, submitted by Lance Kraemer Associates who has experience outfitting District Courts in Montgomery County. President Zygmunt also stated that Mr. Kraemer is the architect for the project and is very familiar with the site. President Zygmunt stated that this contract is for professional services therefore it did not require bidding. Vice President LaSorsa made a motion to approve the hiring of Lance Kraemer Associates for the outfitting of the new District Court. This motion was seconded by Councilperson Guent and approved by Council unanimously.

President Zygmunt stated the third item on his agenda, Consider Police Civil Service Exam for 2008. Borough Manager/Chief Gardner stated the test is scheduled for March 15, 2008 and is being given by the Consortium. Vice President LaSorsa made a motion to approve the participation in the March 15, 2008 Police Civil Service Exam. This motion was seconded by Councilperson Guent and approved by Council unanimously.

President Zygmunt stated the fourth item on his agenda, Consider DCED Grant for Police Equipment. Borough Manager/Chief Gardner stated this is for the purchase of a Intoxilizer through a 100 % grant from Senator Greenleaf's office for the Police Department. Vice President LaSorsa made a motion to approve the submittal of a grant application to DCED for a Intoxilizer for the Police Department. This motion was seconded by Councilperson Guent and approved by Council unanimously.

President Zygmunt stated the fifth item on his agenda, to Consider Elm Street Crosswalk Change Order #2. Vice President LaSorsa made a motion to approve Elm Street Crosswalk Change Order #2. This motion was seconded by Councilperson Guent and approved by Council unanimously.

President Zygmunt stated the sixth item on his agenda, to Consider Southern Gateway Change Order #1, for electrical hook up in the amount of \$1,569.81. Councilman Vasoli made a motion to approve the Southern Gateway Change Order #1 in the amount of \$1,569.81. This motion was seconded by Councilperson Guent and approved by Council unanimously.

President Zygmunt stated the seventh item on his agenda, to Consider Southern Gateway Change Order #2, stone backfill in the amount of \$4,218.57. Councilman Tompkins asked about crushed stone and its effects while plowing snow, also the fact that stones could be kicked up and the possibility of having to leave the area closed until the weather breaks. Councilman Vasoli made a motion to approve the Southern Gateway Change Order #2 for stone backfill. This motion was seconded by Councilperson Ostrander and **opposed** by Council unanimously.

OLD BUSINESS

Councilperson Guent reminded everyone about the Giving Tree in Borough Hall and asked if names were still available. Councilperson Ostrander stated the Giving Tree is a holiday tree in Borough Hall for the residents at Holland Glen. Councilperson Ostrander stated there were names still available and that the gifts will be delivered to Holland Glen on Friday afternoon.

President Zygmunt stated a letter was sent to the residents and businesses on York Road between Horsham Road and Summit Avenue announcing the new trash collection schedule that will take effect January 2, 2008.

President Zygmunt announced the receipt of a thank you letter from the Visiting Nurses for the donation recently sent in the amount of \$500.00.

President Zygmunt also reminded everyone of the reorganization meeting on Monday, January 7th, 2008 at 7:00 P.M.

President Zygmunt stated Council is still looking for people in the Borough to volunteer to serve their community on various boards and commissions.

NEW BUSINESS

Councilman Tompkins stated recently he and other members of Council toured the Stoveworks Project on Jacksonville Road. Councilman Tompkins thanked the developer for the opportunity and wanted to say that while on the outside it may not appear that a lot is going on but there is definitely a lot going on inside the building.

PRIVILEGE OF THE FLOOR

Mr. Bruce Hart, 175 Earl Lane. Mr. Hart stated that during a recent ice storm a tree fell on the Haigler Property on North York Road, this property backs up to Mitchell Park. Mr. Hart stated the water on this property from the Yorkshire development has caused a lot of the trees to weaken. Mr. Hart feels someone should be checking underground water detention system. President Zygmunt asked Borough Manager/Chief Gardner to meet with Borough Engineer Dougherty on this complaint and report back to Borough Council. Councilman Moll asked Mr. Hart to in the future contact Borough Hall immediately with problems or issues first before addressing them at a Council meeting.

Councilman Tompkins wished everyone a happy holiday season.

Councilperson Guent wished everyone a happy holiday season.

Councilman Vasoli wished everyone a happy holiday season.

Vice President LaSorsa wished everyone a happy holiday season.

Mayor Hawkes wished everyone a happy holiday season.

Councilman Moll wished everyone a happy holiday season and thanked Councilman Vasoli for his service.

Councilperson Ostrander wished everyone a happy holiday and also thanked Councilman Vasoli for his service.

President Zygmunt wished everyone a happy holiday season, thanked Councilman Vasoli and also thanked everyone for his or her cooperation this past year.

ADJOURNMENT

President Zygmunt adjourned the December 17th Council meeting at 7:45 P.M. President Zygmunt announced that Council would be re-opening the Conditional Use Hearing for the Stoveworks 2 application, 301 Jacksonville Road. President Zygmunt also invited everyone to refreshments in the back of the meeting room for the holiday season.

EXECUTIVE SESSION

President Zygmunt stated there would not be an executive session this evening.

CONDITIONAL USE HEARING - Stoveworks 2, 301 Jacksonville Road was opened following the December Council meeting. Official testimony was taken by Court Reporter and are part of the record for this application.

Respectfully submitted,

Diane C. Valesky-Hegele
Assistant Borough Secretary